

STATE OF OREGON
COUNTY OF JACKSON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

TIM & TERESA COFFEY
27103 HWY 62
TRAIL, OREGON 97541

(541)878-3999

The specific limits for the use are listed below along with conditions of use.

APPLICATION FILE NUMBER: S-72571

SOURCE OF WATER: AN UNNAMED INTERMITTENT STREAM AND AN UNNAMED RESERVOIR CONSTRUCTED UNDER APPLICATION R-72570, PERMIT R-12031, AND LOST CREEK RESERVOIR CONSTRUCTED UNDER PERMIT R-8142, TRIBUTARIES OF ROGUE RIVER

PURPOSE OR USE: IRRIGATION OF 6.0 ACRES

RATE/VOLUME: 0.10 CUBIC FEET PER SECOND LIVE FLOW FROM MAY 1 THROUGH MAY 31 AND 0.7 ACRE-FEET FOR STORAGE IN UNNAMED RESERVOIR FROM APRIL 1 THROUGH OCTOBER 31 AND 27.0 ACRE-FEET OF STORED, CONTRACT WATER FROM LOST CREEK RESERVOIR FROM APRIL 1 THROUGH OCTOBER 31

PERIOD OF ALLOWED USE: MAY 1 THROUGH MAY 31 FOR LIVE FLOW AND APRIL 1 THROUGH OCTOBER 31 FOR STORED WATER

DATE OF PRIORITY: JULY 23, 1992

POINT OF DIVERSION LOCATION: SW 1/4 NE 1/4, SECTION 36, T33S, R1W, W.M.; 221 FEET SOUTH & 264 FEET WEST FROM NE 1/16 CORNER, SECTION 36

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second (or its equivalent) and 4.5 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NE 1/4 NW 1/4 6.0 ACRES
SECTION 36
TOWNSHIP 33 SOUTH, RANGE 1 WEST, W.M.

Measurement recording and reporting conditions:

- A. The Director may require the permittee to install a meter or other suitable measuring device as approved by the Director.

If the Director notifies the permittee to install a meter or other measuring device, the permittee shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the permittee shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the permittee to submit alternative measuring procedures for review and approval.

- B. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

The permittee shall install, maintain, and operate fish screening to prevent fish from entering the proposed diversion. The permittee shall also install a fishway at the obstruction that will provide adequate upstream and downstream passage for fish. The required screens and fishways are to be in place, functional, and approved by Oregon Department of Fish and Wildlife before diversion of any water.

This permit does not provide for the appropriation of LIVE FLOW for maintaining the water level or maintaining a suitable fresh water condition in the reservoir.

The use of 27.0 Acre-Feet per year of water under this permit is subject to the terms and conditions of Water Service Contract No. 3-07-10-W0975 or a satisfactory replacement between the Bureau of Reclamation and the applicant, a copy of which is on file in the records of the Water Resources Department.

STANDARD CONDITIONS

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

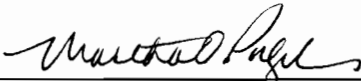
The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

The Director finds that the proposed use of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction work shall begin on or before June 19, 1997 and shall be completed on or before October 1, 1998. Complete application of the water to the use shall be made on or before October 1, 1999.

This permit is issued to correctly describe the permit number of Reservoir Application R-72570, being Permit R-12031. Permit 52416, dated June 19, 1996 is superseded by this instrument and is of no further force or effect.

Issued September 11, 1996



Martha O. Page, Director
Water Resources Department

"B" Ext to: 10-1-2004

"C" Ext to: 10-1-2004